



# HEADQUARTERS, UNITED STATES FORCES, KOREA

UNIT #15237  
APO AP 96205-5237

REPLY TO  
ATTENTION OF:

FKCC

2011. 12. 05

## MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: United States Forces Korea (USFK) Command Policy Letter #8, Loaning and Leasing C4 Equipment to Republic Of Korea (ROK) Entities

1. Applicability: This policy supersedes any previous guidance or practice with regard to loaning or leasing C4, and particularly CENTRIXS-K, equipment or services to ROK entities and takes effect immediately upon signature. This policy remains in effect until formally rescinded or superseded.

### 2. References:

- a. Mutual Logistics Support Agreement (MLSA), dated 23 February 2004.
- b. Information Interoperability Architecture (IIA) Implementing Arrangement (USG-RKG 022), dated 30 July 2010.
- c. ROK-US Combined Forces Command Exercises Implementing Arrangement (USG-RKG-018), dated 11 February 1998.
- d. Memorandum regarding US/ROK Combined Communications IIA Expense Sharing Legal Review, dated 14 August 2009.

3. Background. Loaning or leasing C4 equipment to ROK entities without proper review and authority is inappropriate and in violation of US policy and law as stated in reference d.

- a. USFK cannot maintain excess C4 equipment for the purpose of sustaining ROK requirements for either real world readiness or for the execution of readiness exercises.
- b. USFK and CFC exercises are designed to test and train our capability to "Fight Tonight" to defend the ROK and to develop our future Alliance command and control structures. The recurring loaning or leasing of C4 equipment to fill known ROK C4 shortfalls works directly against the desired future of the Alliance by inaccurately portraying current ROK C4 readiness and capability.
- c. With regard to ROK JCS exercises, loaning US owned C4 assets to ROK entities is unlawful and inconsistent with US policy because there must be full reimbursement for the use of such equipment or service (reference d).

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d. During major exercises in the past, the ROK has temporarily leased US owned CENTRIXS-K equipment. However, this practice and such transactions work directly against the stated long-term goal of the ROK-US Alliance and the intent to build ROK military self-sufficiency. Leasing C4 equipment to the ROK vice ROK procurement of such equipment reinforces an unhealthy dependency on the part of the ROK; facilitates the ROK to abdicate known and mutually-recognized defense requirements and responsibilities; and thwarts the necessary development of ROK systems, capabilities, and self-sufficiency. Further, the past practice of leasing equipment during ROK-US combined exercises has continually undermined ROK-US C4 expense-share negotiations.

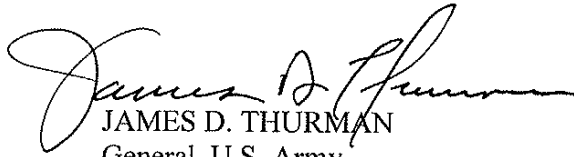
4. All ROK requests for C4 equipment and services will be formally requested and evaluated through the Requirement Change Request (RCR) process, as determined and established by the USFK J6. Accordingly, no US C4 equipment or services will be provided to ROK entities without full reimbursement. For real world requirements, USFK J6 will handle the reimbursement process in accordance with reference b. For exercises, USFK J3 will handle the reimbursement process in accordance with reference c.

5. Based upon extraordinary circumstances, loaning/leasing of C4 equipment will be considered through the RCR process and require a Policy 8 waiver request to be reviewed by the Staff Judge Advocate (SJA) and approved by the USFK J3. All approved loan/lease waivers of US C4 equipment to any ROK entity must be on a fully reimbursable basis in accordance with US law and properly promulgated ROK-US bilateral agreements. Extraordinary circumstances are:

a. State & non-state aggression towards the ROK or the Alliance.

b. Natural or manmade disasters within the Pacific region.

6. POC for this policy letter is LCDR Tito Chinyavong, J65, DSN: 725-8754.

  
JAMES D. THURMAN  
General, U.S. Army  
Commander

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